

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

NOELIA CRUZ

(b) County of Residence of First Listed Plaintiff Bucks
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)
Mansour Law, LLC
961 Marcon Blvd., Ste. 425
Allentown, PA 18109; Tel: 610-321-3538

DEFENDANTSBUCKS COUNTY, CHRISTOPHER PIROLI, DAVID KRATZ,
CARL METELLUS, JEFFREY CONTINO, and DIANE OTTO

County of Residence of First Listed Defendant _____
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF
THE TRACT OF LAND INVOLVED.

Attorneys (If Known)
Bucks County Law Department
55 E. Court Street #5
Doylestown, PA 18901

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff ☒ 3 Federal Question (U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF | | PTF | DEF |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)Click here for: [Nature of Suit Code Descriptions.](#)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark <input type="checkbox"/> 880 Defend Trade Secrets Act of 2016 SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit (15 USC 1681 or 1692) <input type="checkbox"/> 485 Telephone Consumer Protection Act <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input checked="" type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

V. ORIGIN (Place an "X" in One Box Only)

- ☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from Another District (specify) ☐ 6 Multidistrict Litigation - Transfer ☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
42 U.S.C. Sec. 2000e

Brief description of cause:
Sex discrimination

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. **DEMAND \$**

CHECK YES only if demanded in complaint:

JURY DEMAND: ☒ Yes ☐ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE _____ DOCKET NUMBER _____

DATE

07/02/2025

SIGNATURE OF ATTORNEY OF RECORD



FOR OFFICE USE ONLY

RECEIPT # _____ AMOUNT _____ APPLYING IFP _____ JUDGE _____ MAG. JUDGE _____

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

DESIGNATION FORM

Place of Accident, Incident, or Transaction: 1730 S Easton Rd, Doylestown, PA 18901

RELATED CASE IF ANY: Case Number: _____ Judge: _____

- | | |
|---|------------------------------|
| 1. Does this case involve property included in an earlier numbered suit? | Yes <input type="checkbox"/> |
| 2. Does this case involve a transaction or occurrence which was the subject of an earlier numbered suit? | Yes <input type="checkbox"/> |
| 3. Does this case involve the validity or infringement of a patent which was the subject of an earlier numbered suit? | Yes <input type="checkbox"/> |
| 4. Is this case a second or successive habeas corpus petition, social security appeal, or pro se case filed by the same individual? | Yes <input type="checkbox"/> |
| 5. Is this case related to an earlier numbered suit even though none of the above categories apply?
If yes, attach an explanation. | Yes <input type="checkbox"/> |

I certify that, to the best of my knowledge and belief, the within case ☐ is / ☒ is not related to any pending or previously terminated action in this court.

Civil Litigation Categories

A. Federal Question Cases:

- ☐ 1. Indemnity Contract, Marine Contract, and All Other Contracts)
- ☐ 2. FELA
- ☐ 3. Jones Act-Personal Injury
- ☐ 4. Antitrust
- ☐ 5. Wage and Hour Class Action/Collective Action
- ☐ 6. Patent
- ☐ 7. Copyright/Trademark
- ☐ 8. Employment
- ☐ 9. Labor-Management Relations
- ☒ 10. Civil Rights
- ☐ 11. Habeas Corpus
- ☐ 12. Securities Cases
- ☐ 13. Social Security Review Cases
- ☐ 14. Qui Tam Cases
- ☐ 15. Cases Seeking Systemic Relief ***see certification below***
- ☐ 16. All Other Federal Question Cases. (Please specify): _____

B. Diversity Jurisdiction Cases:

- ☐ 1. Insurance Contract and Other Contracts
- ☐ 2. Airplane Personal Injury
- ☐ 3. Assault, Defamation
- ☐ 4. Marine Personal Injury
- ☐ 5. Motor Vehicle Personal Injury
- ☐ 6. Other Personal Injury (Please specify): _____
- ☐ 7. Products Liability
- ☐ 8. All Other Diversity Cases: (Please specify) _____

I certify that, to the best of my knowledge and belief, that the remedy sought in this case ☐ does / ☒ does not have implications beyond the parties before the court and ☐ does / ☒ does not seek to bar or mandate statewide or nationwide enforcement of a state or federal law including a rule, regulation, policy, or order of the executive branch or a state or federal agency, whether by declaratory judgment and/or any form of injunctive relief.

ARBITRATION CERTIFICATION (CHECK ONLY ONE BOX BELOW)

I certify that, to the best of my knowledge and belief:

☒ Pursuant to Local Civil Rule 53.2(3), this case is not eligible for arbitration either because (1) it seeks relief other than money damages; (2) the money damages sought are in excess of \$150,000 exclusive of interest and costs; (3) it is a social security case, includes a prisoner as a party, or alleges a violation of a right secured by the U.S. Constitution, or (4) jurisdiction is based in whole or in part on 28 U.S.C. § 1343.

☐ None of the restrictions in Local Civil Rule 53.2 apply and this case is eligible for arbitration.

NOTE: A trial de novo will be by jury only if there has been compliance with F.R.C.P. 38.

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

CASE MANAGEMENT TRACK DESIGNATION FORM

NOELIA CRUZ

CIVIL ACTION

v.

NO.

BUCKS COUNTY, et al.

In accordance with the Civil Justice Expense and Delay Reduction Plan of this court, counsel for plaintiff shall complete a Case Management Track Designation Form in all civil cases at the time of filing the complaint and serve a copy on all defendants. (See § 1:03 of the plan set forth on the reverse side of this form.) In the event that a defendant does not agree with the plaintiff regarding said designation, that defendant shall, with its first appearance, submit to the clerk of court and serve on the plaintiff and all other parties, a Case Management Track Designation Form specifying the track to which that defendant believes the case should be assigned.

SELECT ONE OF THE FOLLOWING CASE MANAGEMENT TRACKS:

- (a) Habeas Corpus – Cases brought under 28 U.S.C. § 2241 through § 2255. ()
- (b) Social Security – Cases requesting review of a decision of the Secretary of Health and Human Services denying plaintiff Social Security Benefits. ()
- (c) Arbitration – Cases required to be designated for arbitration under Local Civil Rule 53.2. ()
- (d) Asbestos – Cases involving claims for personal injury or property damage from exposure to asbestos. ()
- (e) Special Management – Cases that do not fall into tracks (a) through (d) that are commonly referred to as complex and that need special or intense management by the court. (See reverse side of this form for a detailed explanation of special management cases.) ()
- (f) Standard Management – Cases that do not fall into any one of the other tracks. (x)

<u>07/02/2025</u> Date	<u>William P. Mansour</u> Attorney-at-law	<u>Plaintiff</u> Attorney for
<u>(610) 321-3538</u> Telephone	<u>(610) 798-1345</u> FAX Number	<u>wpm@themansourfirm.com</u> E-Mail Address

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

NOELIA CRUZ,

Plaintiff,

v.

BUCKS COUNTY; CHRISTOPHER
PIROLI, in his individual capacity;
DAVID KRATZ, in his individual capacity;
CARL METELLUS, in his individual
capacity; JEFFREY CONTINO, in his
individual capacity; and DIANE OTTO, in
her individual capacity,

Defendants.

No. _____

CIVIL ACTION – LAW

COMPLAINT

NOW COMES, NOELIA CRUZ (“Plaintiff”), by and through her undersigned counsel, who hereby complains against Defendants BUCKS COUNTY, CHRISTOPHER PIROLI, in his individual capacity, DAVID KRATZ, in his individual capacity, CARL METELLUS, in his individual capacity, JEFFREY CONTINO, in his individual capacity, and DIANE OTTO, in her individual capacity as follows:

INTRODUCTION

1. This action arises under Title VII of the Civil Rights Act of 1964, 42 U.S.C. § 2000e, *et seq.* (“Title VII”) and the Civil Rights Act of 1871, 42 U.S.C. § 1983 (“§ 1983”). Specifically, as set forth in more detail herein, Plaintiff was subjected by colleagues to pervasive harassment and discrimination based on her sex and sexual orientation, thus depriving her of her right to equal protection under the Fourteenth Amendment. Despite Plaintiff’s numerous

complaints to her supervisor and Human Resources about this harassment and discrimination, Defendants Pirolli, Kratz, Metellus, Contino, and Otto failed to take prompt action to prevent and correct the discrimination or to enforce its workplace policies prohibiting such discrimination. As a result, the discrimination continued unabated until Plaintiff was forced to resign her position as a Sergeant and transfer to another lower-paying job within the County in June 2024.

PARTIES

2. Plaintiff is an adult female individual currently residing in Yardley, Bucks County, Pennsylvania.

3. Defendant Bucks County is a county in the Commonwealth of Pennsylvania. Its principal place of business is located at 55 E Court Street, Doylestown, PA 18901.

4. Defendant Christopher Pirolli was formerly employed by Defendant County as the Director of its Department of Corrections (DOC) until approximately August 2021. As part of that role, Defendant Pirolli had the primary authority and responsibility to supervise and train DOC/BCCF employees and to enforce DOC policies.

5. Defendant David Kratz is currently employed by Defendant County as the Director the Bucks County DOC and has been in that position since August 2021. As part of that role, Defendant Kratz has the primary authority and responsibility to supervise and train DOC/BCCF employees and to enforce DOC policies.

6. Defendant Carl Metellus is the Superintendent of the BCCF. As part of that role, Defendant Metellus has the authority and responsibility to supervise and train DOC/BCCF employees and to enforce DOC policies.

7. Defendant Jeffrey Contino is the Deputy Superintendent of the BCCF. As part of that role, Defendant Metellus has the authority and responsibility to supervise and train DOC/BCCF employees and to enforce DOC policies.

8. Defendant Diane Otto is a Human Resources Representative for Defendant County. As part of that role, Defendant Otto has the authority and responsibility to enforce County Human Resources policies, including investigating complaints of discrimination and harassment made under those policies and any applicable law.

9. At all times relevant and material hereto, Defendant County employed at least 15 employees for each working day during each of 20 or more working weeks in 2024 and 2025.

JURISDICTION AND VENUE

10. This Court has jurisdiction over the subject matter of Plaintiff's claims under 28 U.S.C. § 1331 because such claims arise under the laws of the United States.

11. Venue in this district is proper under 28 U.S.C. § 1391(b)(1)-(2) because Defendant regularly conducts business within this district and because the events giving rise to Plaintiff's causes of action arose in this district.

12. On November 25, 2024, Plaintiff filed a Charge of Discrimination against Defendant with the U.S. Equal Employment Opportunity Commission (EEOC), alleging discrimination based on her sex and sexual orientation.

13. On April 29, 2025, the EEOC issued Plaintiff a Dismissal and Notice of Rights relative to her Charge, a true and correct copy of which is attached hereto as **EXHIBIT A**.

14. Plaintiff has satisfied all other conditions precedent to the filing of this action.

FACTUAL ALLEGATIONS

15. On February 18, 2018, Defendant County hired Plaintiff as a Corrections Officer at the Bucks County Correctional Facility (BCCF). Defendant later promoted Plaintiff to the position of Sergeant at BCCF in November 2020.

16. Within a month or so of beginning employment, Plaintiff began being bullied and harassed by co-workers and supervisors based on her sex and her sexual orientation, including having officers and sergeants questioning her sexual orientation (which she never disclosed to anyone), referring to her as a lesbian, and spreading rumors that she was romantically involved with a female co-worker.

17. In or around the end of March 2019, Plaintiff reported this bullying and harassment to HR Manager Maryellen Lott. On June 25, 2019, Ms. Lott emailed Plaintiff and told her that her complaint was taken “very seriously,” that it was investigated, and that it was being closed.

18. Because the bullying and harassment only intensified after Plaintiff first reported it to Ms. Lott in March 2019, Plaintiff sent an email on July 5, 2019 to then-Director of Corrections Chris Pirolli looking for help.

19. In that email, Plaintiff complained to Mr. Pirolli that she is “consistently being questioned [by Officer Priovolos and other officers] about my sexual preference and if I’m having a relationship with” female co-workers. She ended her email by stating that her “sexual preference, physical appearance, or my work ethic should not be measured by inaccurate profiles and accusations made about me.” Mr. Pirolli never responded to Plaintiff’s email.

20. After complaining to Mr. Pirolli and Ms. Lott, the sex-based discrimination and harassment towards Plaintiff by her co-workers worsened. In addition to the jokes, insults, and rumors about her appearance and sexual orientation, Plaintiff was also moved to the overnight shift

in June 2019, even though she was one of the more senior sergeants. To make matters worse, her supervisors reduced the number of sergeants assigned to the overnight shift from two (2) to one (1), thus leaving Plaintiff as the only overnight sergeant.

21. On or about August 1, 2022, Plaintiff made a formal written complaint to HR Representative Emily DiDomenico about being bullied and harassed by her co-workers. Specifically, Plaintiff complained about “overt . . . sexual discrimination” and “harassment and bullying of new staff, female staff (in particular).” She further complained about being told by officers that she is “a target” and to “watch your back,” that a Lieutenant told her “They don’t like you because of the way you look. They don’t understand you and don’t know what you are,” and that staff make comments about her appearance, such as “she thinks she’s a dude” or jokes about her hair style and off-duty clothing.

22. Defendant County never investigated Plaintiff’s August 1, 2022 complaint and failed to take any remedial action.

23. Around the same time, in August 2022, Plaintiff began being harassed by Sergeant Anthony Cruz (white male). Mr. Cruz would constantly disparage and insult her in front of staff and other sergeants by claiming, among other things, that Plaintiff “doesn’t know what she’s doing,” that she was “stupid” or “incompetent,” and that she was a “lesbian” and a “dyke.” In fact, Plaintiff heard from several officers that Sgt. Cruz would refer to her as “*the* dyke” when speaking to other staff members.

24. Shortly thereafter, in or around October 2022, Plaintiff reported Sgt. Cruz’s conduct to Lieutenant Ara Kimbrough, who in turn reported it to Defendants Contino and Metellus, but nothing was done by either of them or any BCCF administrator to stop Sgt. Cruz’s harassment and prevent similar future conduct. As such, Sgt. Cruz continued harassing Plaintiff.

25. Several months later, in mid-2023, Plaintiff again reported the harassment to Lt. Kimbrough, who again reported it up the chain-of-command to Contino and Metellus, and again, nothing was done to correct and prevent the harassment, which continued unabated until Ms. Cruz resigned in June 2024.

26. In addition to Sgt. Cruz's conduct, other officers and supervisors were also involved in creating a sexually hostile work environment for Plaintiff. For example, beginning at some time in 2022 and continuing through her resignation in June 2024, Office Ulmer (white female) began spreading rumors that Plaintiff and Officer McGinley (another female officer) were in a romantic relationship and "fucking each other." Officer Heilman (white male) started telling staff that Plaintiff was a "wife stealer." Lt. Zachary Sherman, who was in a romantic relationship with Officer Ulmer, began ignoring Plaintiff's professional questions about various work-related issues.

27. In early June 2024, after five years of bullying and harassment based on her sex and sexual orientation, Plaintiff attempted to have a meeting with Defendant Otto to complain again about the ongoing discrimination. Defendant Otto was dismissive, even claiming that she "doesn't see a need" to meet with Plaintiff.

28. Defendant Otto refused to receive Plaintiff's report of sex-based harassment and discrimination and failed to conduct any investigation into same.

29. Based on persistent and pervasive sexually hostile work environment Plaintiff was forced to endure, and Defendant County's serial refusal to correct it, Plaintiff tendered her resignation effective June 8, 2024 and transferred to a different, lower paying position with Defendant County as a Security Guard in the county Treasury Department, which she began on June 10, 2024.

30. During Plaintiff's entire period of employment at the BCCF, Defendant County maintained several workplace policies (e.g. Bucks County Human Resources Policy 2.0 and 30.0) prohibiting discrimination and harassment based on sex and sexual orientation and providing procedures for employees to report such discrimination.

31. Importantly, Human Resources Policies 2.0 and 30.0 that Defendant County will "promptly" investigate all "good faith" reports of discrimination, which will be done "impartially and in as confidential a manner as possible."

32. In making her numerous complaints about sex-based discrimination and harassment, Plaintiff complied with Defendant County's policies and procedures.

33. During Plaintiff's entire period of employment, neither she nor any other BCCF employee received regular training regarding Defendant County's anti-discrimination and anti-harassment policies and/or federal and state anti-discrimination laws.

34. As a direct result of Defendant County's failure to regularly train BCCF employees regarding its policies against sex-based workplace discrimination, such discrimination is rampant among employees of the BCCF.

35. Defendants Kratz, Metellus, Contino, and Otto were all personally aware of widespread sex-based discrimination and harassment in the BCCF, including knowledge of sexual relationships among supervisory BCCF employees and their subordinates.

36. Specifically, on numerous occasions, former Administrative Lieutenant Ara Kimbrough complained to Defendants Kratz, Metellus, and Contino about inappropriate sexual relationships between sergeants and their subordinates, including Sergeant Kevin Jurgelewicz, Sergeant Shivkumar Patel, and Sergeant Jeffrey Buehler.

37. In March 2024, Lt. Kimbrough sent an email to Defendants Contino and Metellus, among others, informing them that two (2) female officers (Officers Mack and King) had the words “ho” and “bitch” graffitied on their lockers.

38. Defendants Contino and Metellus did not report this incident to Human Resources nor did either of them initiate an investigation into the incident or take any other steps to prevent similar harassment from occurring again.

39. For her part, Defendant Otto was aware of Plaintiff’s previous complaints of sex-based discrimination and harassment in 2019 and 2022 as well as similar complaints by other current and former employees, including former Officer Rachel Stock’s complaint that she was sexually harassed by Sergeant Jurgelewicz.

40. Despite knowing about the widespread sex-based harassment and discrimination in the BCCF and the workplace policies against it, Defendants Pirolli, Kratz, Contino, Metellus, and Otto failed to take prompt corrective action and allowed the discrimination against Plaintiff to continue unabated.

41. As a result of the sex-based hostile work environment permitted by Defendants, Plaintiff’s work conditions became intolerable, forcing her to resign and transfer to a lower-paying job in a different County department.

COUNT I

HOSTILE WORK ENVIRONMENT BASED ON SEX AND SEXUAL ORIENTATION IN VIOLATION OF 42 U.S.C. § 2000e-2(a)(1), TITLE VII OF THE CIVIL RIGHTS ACT OF 1964

(Plaintiff v. Defendant Bucks County)

42. Plaintiff incorporates by reference all preceding allegations as if same were set forth more fully at length herein.

43. Plaintiff is a homosexual female.

44. During the course of her employment between May 2018 and June 2024, Plaintiff suffered discrimination and harassment at the hands of her co-workers and supervisors based on her sex and sexual orientation. She was routinely referred to as a “dyke” and a “lesbian” despite never sharing her sexual orientation with anyone. Moreover, her colleagues regularly mocked her hair style, off-duty clothing, and overall demeanor. They would make jokes about Plaintiff’s sexual orientation, direct other officers to ignore her, assign her to undesirable shifts, and spread false rumors about her romantic involvement with another female employee.

45. The sex-based and sexual orientation-based discrimination and harassment towards Plaintiff was severe and pervasive and occurred regularly.

46. Plaintiff was subjectively harmed and offended by the sex-based and sexual-orientation-based discrimination and harassment she suffered at the hands of her co-workers and supervisors.

47. Due to the discrimination and harassment Plaintiff suffered, and the lack of corrective measures on behalf of Defendant, her work environment became hostile and abusive.

48. Any reasonable person in Plaintiff’s position would have been harmed and offended by the sex-based and sexual orientation-based discrimination and harassment Plaintiff suffered at the hands of her co-workers and supervisors.

49. Defendant, through several officials in the HR department, knew of the discriminatory and harassing conduct towards Plaintiff by co-workers and supervisors.

50. Despite actual knowledge of the discriminatory and harassing conduct towards Plaintiff, Defendant failed to take reasonable steps to promptly prevent or remedy the discrimination and harassment.

51. As a direct and proximate result of the above-described discrimination and harassment, Plaintiff suffered emotional distress, mental anguish, embarrassment and stress.

52. By failing to promptly prevent or remedy the above discrimination and harassment despite knowledge of same, Defendant willfully, maliciously, or recklessly disregarded Plaintiff's rights under federal law.

WHEREFORE, Plaintiff respectfully requests that this Honorable Court enter judgment in her favor and against Defendant and award the following relief:

- a. Compensatory damages in an amount to be determined at trial;
- b. Punitive damages in an amount to be determined at trial;
- c. All costs and reasonable attorney's fees; and
- d. Any other relief deemed proper and just.

COUNT II

CONSTRUCTIVE DISCHARGE IN VIOLATION OF 42 U.S.C. § 2000e-2(a)(1), TITLE VII OF THE CIVIL RIGHTS ACT OF 1964 (Plaintiff vs. Defendant Bucks County)

53. Plaintiff incorporates by reference all preceding allegations as if same were set forth more fully at length herein.

54. As a result of the above-described sex-based discrimination and harassment towards her, Plaintiff's work environment became so hostile and intolerable that she was compelled to resign on June 8, 2024.

55. Any reasonable person in Plaintiff's position would have also felt compelled to resign under the same circumstances.

56. As a direct and proximate result of her constructive discharge, Plaintiff suffered past and future lost wages and loss of earning capacity.

57. As a direct and proximate result of her constructive discharge, Plaintiff suffered severe emotional distress, mental anguish, embarrassment, stress, and inconvenience.

58. By allowing Plaintiff's work environment to become hostile and intolerable, Defendant willfully, maliciously, or recklessly disregarded Plaintiff's rights under federal law.

WHEREFORE, Plaintiff respectfully requests that this Honorable Court enter judgment in her favor and against Defendant and award the following relief:

- a. Back pay from June 9, 2024 through the date of judgment, plus pre- and post-judgment interest;
- b. Front pay from the date of judgment through a date deemed equitable and just by the Court;
- c. Compensatory damages in an amount to be determined by a jury;
- d. Punitive damages in an amount to be determined by a jury;
- e. All costs and reasonable attorney's fees; and
- f. Any other relief deemed proper and just.

COUNT III

DENIAL OF EQUAL PROTECTION BASED ON SEX IN VIOLATION OF 42 U.S.C. § 1983 (HOSTILE WORK ENVIRONMENT) (Plaintiff vs. Defendants Pirolli, Kratz, Coyne, Metellus, Contino, and Otto)

59. Plaintiff incorporates by reference all preceding allegations as if same were set forth more fully at length herein.

60. The Individual Defendants, at one time or another, all had knowledge of Plaintiff's complaints about sex-based discrimination and harassment in March-July 2019, August-October 2022, May-July 2023, and/or June 2024.

61. Despite knowing about Plaintiff's complaints of discrimination and harassment, the Individual Defendants acquiesced in such conduct and failed to take any measures to promptly correct or prevent it.

62. As a direct and proximate result of the Individual Defendants' acquiescence, the discrimination and harassment towards Plaintiff continued unabated until she was constructively discharged in June 2024.

63. As a direct and proximate result the sexually hostile work environment created and tolerated by the Individual Defendants, Plaintiff suffered severe emotional distress, mental anguish, embarrassment, stress, and inconvenience.

64. By knowingly acquiescing in the pervasive, sex-based harassment against Plaintiff, the Individual Defendants willfully, maliciously, or recklessly disregarded Plaintiff's right to equal protection under the Fourteenth Amendment.

WHEREFORE, Plaintiff respectfully requests that this Honorable Court enter judgment in her favor and against Defendants Pirolli, Kratz, Coyne, Metellus, Contino, and Otto and award the following relief:

- a. Compensatory damages in an amount to be determined by a jury;
- b. Punitive damages in an amount to be determined by a jury;
- c. All costs and reasonable attorney's fees; and
- d. Any other relief deemed proper and just.

COUNT IV

**DENIAL OF EQUAL PROTECTION BASED ON SEX IN VIOLATION OF
42 U.S.C. § 1983 (CONSTRUCTIVE DISCHARGE)
(Plaintiff vs. Defendants Pirolli, Kratz, Coyne, Metellus, Contino, and Otto)**

65. Plaintiff incorporates by reference all preceding allegations as if same were set forth more fully at length herein.

66. As a result of the above-described sex-based discrimination and harassment towards her, Plaintiff's work environment became so hostile and intolerable that she was compelled to resign on June 8, 2024.

67. Any reasonable person in Plaintiff's position would have also felt compelled to resign under the same circumstances.

68. As a direct and proximate result of her constructive discharge, Plaintiff suffered past and future lost wages and loss of earning capacity.

69. As a direct and proximate result of her constructive discharge, Plaintiff suffered severe emotional distress, mental anguish, embarrassment, stress, and inconvenience.

70. By allowing Plaintiff's work environment to become hostile and intolerable, Defendant willfully, maliciously, or recklessly disregarded Plaintiff's rights under federal law.

WHEREFORE, Plaintiff respectfully requests that this Honorable Court enter judgment in her favor and against Defendants Pirolli, Kratz, Coyne, Metellus, Contino, and Otto and award the following relief:

- a. Back pay from June 9, 2024 through the date of judgment, plus pre- and post-judgment interest;
- b. Front pay from the date of judgment through a date deemed equitable and just by the Court

- c. Compensatory damages in an amount to be determined by a jury;
- d. Punitive damages in an amount to be determined by a jury;
- e. All costs and reasonable attorney's fees; and
- f. Any other relief deemed proper and just.

COUNT V

**DENIAL OF EQUAL PROTECTION BASED ON SEX IN VIOLATION OF
42 U.S.C. § 1983 (FAILURE TO TRAIN)
(Plaintiff vs. Defendant Bucks County)**

71. Plaintiff incorporates by reference all preceding allegations as if same were set forth more fully at length herein.

72. At all times relevant and material hereto, Defendant County maintained workplace policies prohibiting sex-based discrimination and harassment, which, among other things, required Human Resources to promptly investigate any good faith complaints of such discrimination.

73. Despite receiving numerous complaints and lawsuits by current and former BCCF employees, including Plaintiff, relating to pervasive sex-based discrimination and harassment in the workplace, Defendant County has deliberately failed and refused to institute regular anti-discrimination and anti-harassment training for BCCF employees. Indeed, during Plaintiff's entire six-year tenure at the BCCF, she never underwent any training regarding Defendant County's anti-discrimination and anti-harassment policies beyond her onboarding in 2018.

74. Moreover, and especially following the U.S. Supreme Court's decision in *Bostock v. Clayton Cnty., Ga.*, 590 U.S. 644 (2020), Defendant County has deliberately failed and refused to institute training for BCCF employees specific to the issue of sexual orientation discrimination and harassment in the workplace. As such, many BCCF employees may not be aware that sexual

orientation discrimination is sex discrimination and none of them have been trained in how to identify, avoid, and, if necessary, rectify such discrimination in the workplace.

75. As a result of Defendant County's deliberate failure to train BCCF employees in identifying, avoiding, and rectifying sex discrimination in the workplace, such discrimination is pervasive inside the BCCF.

76. As a direct and proximate result of Defendant County's deliberate failure to train BCCF employees in identifying, avoiding, and rectifying sex discrimination in the workplace, Plaintiff was subjected to nearly six years of discrimination and harassment based on her sex. This discrimination and harassment towards Plaintiff continued unabated until she was constructively discharged in June 2024.

77. As a direct and proximate result of her constructive discharge, Plaintiff suffered past and future lost wages and loss of earning capacity.

78. As a direct and proximate result of her constructive discharge and the sexually hostile work environment created by Defendant County, Plaintiff suffered severe emotional distress, mental anguish, embarrassment, stress, and inconvenience.

WHEREFORE, Plaintiff respectfully requests that this Honorable Court enter judgment in her favor and against Defendant Bucks County and award the following relief:

- a. Back pay from June 9, 2024 through the date of judgment, plus pre- and post-judgment interest;
- b. Front pay from the date of judgment through a date deemed equitable and just by the Court;
- c. Compensatory damages in an amount to be determined by a jury;
- d. All costs and reasonable attorney's fees; and

e. Any other relief deemed proper and just.

COUNT VI

**DENIAL OF EQUAL PROTECTION BASED ON SEX IN VIOLATION OF
42 U.S.C. § 1983 (PRACTICE OR CUSTOM)
(Plaintiff vs. Defendant Bucks County)**

79. Plaintiff incorporates by reference all preceding allegations as if same were set forth more fully at length herein.

80. At all times relevant and material hereto, Defendant County maintained a practice and custom of deliberately ignoring complaints from BCCF employees about sex-based workplace discrimination.

81. Consistent with that practice and custom, in August 2022, Defendant County failed to conduct an investigation into Plaintiff's written complaint of sex-based discrimination and harassment to Ms. DiDomenico. Similarly, in early June 2024, Defendant Otto told Plaintiff that she "doesn't see a need" to meet with her regarding her complaints of continued discrimination.

82. At all times relevant and material hereto, Defendant County maintained a practice and custom of deliberately ignoring violations by BCCF employees of its anti-discrimination and anti-harassment policies.

83. At all times relevant and material hereto, Defendant County maintained a practice and custom of deliberately failing and refusing to provide regular training to BCCF employees regarding identifying, avoiding, and rectifying sex discrimination in the workplace, despite receiving numerous internal complaints and lawsuits alleging such discrimination.

84. As a direct and proximate result of Defendant County's practices and customs, Plaintiff was subjected to pervasive discrimination and harassment based on her sex.

85. As a direct and proximate result of Defendant County's practices and customs, Plaintiff's work environment became so hostile and intolerable that she was constructively discharged in June 2024.

86. Any reasonable person in Plaintiff's position would have also felt compelled to resign under the same circumstances.

87. As a direct and proximate result of her constructive discharge, Plaintiff suffered past and future lost wages and loss of earning capacity.

88. As a direct and proximate result of her constructive discharge, Plaintiff suffered severe emotional distress, mental anguish, embarrassment, stress, and inconvenience.

WHEREFORE, Plaintiff respectfully requests that this Honorable Court enter judgment in her favor and against Defendant Bucks County and award the following relief:

- a. Back pay from June 9, 2024 through the date of judgment, plus pre- and post-judgment interest;
- b. Front pay from the date of judgment through a date deemed equitable and just by the Court;
- c. Compensatory damages in an amount to be determined by a jury;
- d. All costs and reasonable attorney's fees; and
- e. Any other relief deemed proper and just.

DEMAND FOR JURY TRIAL

PLEASE TAKE NOTICE that Plaintiff NOELIA CRUZ hereby demands a trial by jury for all claims and issues so triable.

Respectfully Submitted,

MANSOUR LAW, LLC

Dated: July 2, 2025

BY: /s/ William P. Mansour

William P. Mansour, Esquire

Pa. Attorney ID No. 318833

961 Marcon Blvd., Suite 425

Allentown, PA 18109

Tel: (610) 321-3538

Fax: (610) 798-1345

Email: wpm@themansourfirm.com

Attorney for Plaintiff Noelia Cruz